



REGULAR / OUTREACH COMMITTEE MEETING MINUTES

for

Wednesday, June 25, 2008

4:00 P.M. – 5th Floor Large Conference Room
and

5:30 P.M. – Art Pick Council Chambers
3900 Main Street, Riverside, CA

CASE REVIEW – 4:00 P.M.

Case Review Roll Call

Rotker	Soubirous	Hubbard	Brandriff	Ward	Pearcy	Corral	Santore	Beeman
✓	✓	✓	✓	A	A	A	✓	✓

✓ = Present A = Absent L = Late LE = Left Early

STAFF: Kevin Rogan, CPRC Manager; Phoebe Sherron, Sr. Office Specialist

Due to the absence of both Chairman Percy and Vice-Chair Corral, the Commission selected Commissioner John Brandriff as Chair Pro-Tem for this meeting.

Public Comment

Mrs. Shirley Farrior spoke regarding Case No. 07-066.

Closed Session – Case Reviews

Pursuant to Government Code Section 54957, the Commission adjourned to Closed Session at 4:03 p.m. to discuss issues pertaining to PUBLIC EMPLOYEE PERSONNEL MATTERS.

CPRC CASE NO.		RPD CASE NO.	CPRC CASE NO.		RPD CASE NO.
1)	07-058	PC-07-09066	5)	07-051	PC-07-08060
2)	07-062	PC-07-09070	6)	07-066	PC-07-10078
3)	06-061	PC-06-10045	7)	08-002	PC-08-01003
4)	07-063	PC-07-09071			

The Commission recessed at 5:30 P.M. to reconvene in the Council Chambers.

REGULAR MEETING – 5:30 P.M.

Audio for the following proceedings is available on the CPRC website:

www.riversideca.gov/cprc

Copies can also be obtained by calling the CPRC office at (951) 826-5509.

Chair Pro-Tem Brandriff led in the Pledge of Allegiance. Following the Pledge, he asked Ms. Sherron to confirm commissioner attendance.

Regular Meeting Roll Call

Rotker	Soubirous	Hubbard	Brandriff	Ward	Pearcy	Corral	Santore	Beeman
✓	✓	✓	✓	A	A	A	✓	✓

✓ = Present A = Absent L = Late LE = Left Early

STAFF: Kevin Rogan, CPRC Manager; Phoebe Sherron, Sr. Office Specialist

Public Comments

Mary Shelton spoke regarding agenda items that were postponed at the May 14 meeting and were not on this meeting's agenda. She also expressed concern on the placement of the Outreach Committee Meeting after Regular Meeting.

Barbara Dwyer spoke regarding juvenile delinquency and said that police are over-worked and underpaid.

Approval of Minutes

Minutes for Approval	Motion	Second	Approve	Oppose	Abstain
A) May 28 Meetings					
1) Regular Meeting	Rotker	Santore	5	0	1
2) Outreach Committee Meeting	Rotker	Soubirous	5	0	1
B) June 11 Case Review / Special Meeting	Rotker	Santore	6	0	0

Staff Report

A) 2008 NACOLE Conference, October 26 – 30, Cincinnati, Ohio

Chair Pro-Tem Brandriff advised that commissioners interested in attending the conference can attend.

Mr. Rogan noted that any commissioners interested in attending needed to contact Ms. Sherron could start processing the necessary arrangements.

Commissioner Beeman said that while she didn't find the San Jose Conference useful, other conferences could be. She also questioned whether the information provided at the upcoming conference could be obtained without attending. Mr. Rogan said conference material could possibly be obtained without attendance.

Commissioner Rotker expressed interest in attending, but asked how attendance is funded. He also said at least one person should attend. Mr. Rogan advised that it is funded by the city.

Chair Pro-Tem Brandriff noted that commissioners should not attend the conference “just to go.” He asked if any other commissioners were interested in attending. Commissioner Santore said he would like to review the agenda for the upcoming conference before deciding on attendance. He also noted that while the commissioners who attended the San Jose Conference had issues with some of the presentations there, he also felt there were some that were beneficial.

Notification Procedures

Mr. Rogan advised that notification has been received that the purchase order for the laptops was sent to the vendor, but that they are not yet here.

Officer-Involved Death (OID) Evaluation Process

A) Hill Officer-Involved Death Case

1) Briefing by CPRC Investigator Butch Warnberg, Baker Street Group

Mr. Warnberg presented his summary report on the officer-involved death of Joseph Hill on October 19, 2006. (The summary report is attached to the digital version of these minutes on the CPRC website or is available in hardcopy on request.)

After his presentation, Mr. Warnberg answered commissioner questions.

Commissioner Rotker:

- Asked about charges against Mr. Hill, which were eventually dropped, involving a Der Weinersnitchel.
 - Don't have entire case file present; don't recall details.
- Officers said they had not told Mr. Hill he was under arrest, but a witness states different. Can this be corroborated?
 - Mr. Hill being told he was under arrest did not come over from belt recorders.
- How long did it take for next-of-kin to be notified?
 - Do not know how long it took, but it was within eight hours and considered normal.

Commissioner Beeman:

- Where was Officer Ili when Officer Adcox fired?
 - On the ground
- Was he hanging on to Mr. Hill?
 - He was holding on to Mr. Hill's wrist trying to control direction of Taser. “In his arms” is misleading.
- Asked for verification of when family was notified.
 - Mr. Rogan said he would obtain that information.
 - John DeLaRosa, Asst. Chief, advised that it is the county coroner's duty and responsibility to notify next of kin.

2) Discussion of Hill OID

Mr. Rogan advised commissioners that they are at Stage I – Commissioner Review, in the Hill OID and to review the Hill Criminal Casebook.

Commissioner Beeman asked that there be public comment on both Hill and Cloud; Commissioner Rotker agreed. City Attorney Greg Priamos said the Brown Act requires public comment to take place before or during the handling of an agenda item, but not after. Also, public comment can, at the discretion of the Commission, be on a whole agenda item or individual subitems.

Chair Pro-Tem Brandriff said he would take public comment on 8A, then 8B, and that public comment would take place at the beginning of each agenda item.

Motion for Approval	Motion	Second	Approve	Oppose	Abstain
That public comment be taken on each OID subitem and at the beginning of each agenda item	Beeman	Rotker	6	0	0

Leslie Braden disagreed with the next-of-kin notification process saying they weren't notified of her brother's death until midnight.

Yvette Hill said she is an officer with the Dept. of Corrections. She questioned the officers' oath to protect and serve and said that racial barriers need to be broken. She also challenged the training of the officers.

Mary Shelton said she found the summary report very troubling. She questioned how pretext stops are handled. She also questioned what happened to the Taser darts.

B) Cloud Officer-Involved Death Case

1) Stage II b, Fact Certification Follow-Up Report

Mr. Rogan advised that City Attorney Priamos checked and informed him that the legal authority for death notifications is the Coroner's office.

A question posed by Commissioner Ward was, "Did Cloud start his vehicle after officers arrived or was the car running prior to the officers' arrival?" Mr. Rogan said that in his review of the information sources available to the Commission, there is no clear cut agreement as to when the car was started or if it stopped running.

Commissioner Rotker asked if there would be a policy response or training regarding the officers' feat that the suspect was carrying a weapon. Mr. Rogan said that is a policy question and would be handled during the policy stage of the case evaluation. Mr. Rogan also noted that RPD is not currently able to provide a training session.

Commissioner Beeman asked when questions would be addressed such as the conflicting descriptions of Mr. Cloud's comportment and capacity. Mr. Rogan said that while there may be a variety of different responses due to the number of witnesses, it is important to ask the questions. He noted that there may conflicts as to what happened.

Chair Pro-Tem Brandriff asked about info regarding felony stops. Asst. Chief DeLaRosa said that, given the information the officers had, it would fit a high risk stop.

Policy Recommendations

A) The Commission recommends that RPD consider having solo officers await the arrival of back-up prior to physically engaging suspects.

Mary Shelton said she was confused as to whether the recommendations are for policy or practices, saying the wording is a bit confusing.

Michael Dunn said he was pleased to hear members of commission raising questions, but thought it

odd that RPD would use a fiscal argument to not make a presentation regarding high risk stops.

Commissioner Soubirous stated that this item is already a policy. Mr. Rogan said that it was a practice recommendation based on the observation of the Commission that in more than one case, a solo officer engaged multiple suspects instead of obtaining back-up first.

Motion for Approval	Motion	Second	Approve	Oppose	Abstain
That the recommendation in 9A is approved for submittal to RPD	Santore	Soubirous	6	0	0

- B) The Commission recommends that policy should require employees to carry business cards and doing so should be a part of equipment inspection.

Mary Shelton said the number one complaint she hears is that officers won't give their names. She it sounds like a good recommendation, but the terms of purchasing the cards needs to be clarified.

Motion for Approval	Motion	Second	Approve	Oppose	Abstain
That the recommendation in 9B is approved for submittal to RPD	Beeman	Rotker	5	1	0

- C) The Commission recommends that RPD officers be required to more tightly comply with existing Audio Recording Policy 4.60.

Mary Shelton said she supports stronger recommendations to require recording of all contacts and hopes to see a return of the original recommendation that all contacts be recorded.

Motion for Approval	Motion	Second	Approve	Oppose	Abstain
That the recommendation in 9C is approved for submittal to RPD	Santore	Beeman	6	0	0

- D) The Commission recommends that RPD modify Policy 4.60 regarding the officer's deployment of the digital recording device.

Mary Shelton questioned whether there was a statistical study concerning recorder failures or inadvertent shut-offs of recorders, noting that LAPD has hands-free recorders.

Commissioner Soubirous asked for the removal of the first sentence in the third paragraph. The Commission did not agree with this request.

Motion for Approval	Motion	Second	Approve	Oppose	Abstain
That the recommendation in 9D, as submitted, is approved for submittal to RPD	Santore	Beeman	5	1	0

Commissioner Comments

Commissioner Beeman asked about obtaining Consultant Joe Brann's update report on RPD's Strategic Plan that was recently presented to Council.

Commissioner Santore noted that he has spent 8-1/2 hours reviewing the Cloud and Hill OIDs.

Items for Future Commission Consideration

Commissioner Soubirous said that the CPRC website should be balanced so citizens can also pay compliments to officers.

Adjourn to Outreach Committee Meeting

The Commission adjourned to the Outreach Committee Meeting at 7:50 PM.

OUTREACH COMMITTEE MEETING

Roll Call

Rotker	Soubirous	Hubbard	Brandriff	Ward	Pearcy	Corral	Santore	Beeman
✓	✓	A	✓	A	A	A	✓	✓

Public Comment

There was no public comment.

Review of CPRC Outreach Material

A) Review existing Commission brochure for possible revision

Suggestions made concerning the revision of the Commission's brochure were:

- modify the "bridging" wording;
- change Executive Director to Manager
- list responsibility of making policy recommendations
- update photos
- eliminate bridge picture on back creating room for more information

Motion for Approval	Motion	Second	Approve	Oppose	Abstain
That the current CPRC brochure have any necessary corrections made, pictures be updated, bridge picture on back be eliminated for inclusion of more information	Brandriff	Soubirous	6	0	0

B) Possible development of new material

Committee Chair Beeman passed around an informational poster for an oversight group that was obtained at a previous NACOLE conference.

Commissioner Brandriff felt the creation of a CPRC poster was worth researching and bringing back to the full Commission.

Motion for Approval	Motion	Second	Approve	Oppose	Abstain
That the Commission research the creation of an informational poster for posting throughout the community	Brandriff	Soubirous	6	0	0

Commission Shirts

Commissioner Brandriff suggested the purchase of polo shirts with the CPRC logo for use at outreach events such as the Riverside Neighborhood Conference.

Motion for Approval	Motion	Second	Approve	Oppose	Abstain
That CPRC Staff research the purchase of shirts with the CPRC logo	Brandriff	Soubirous	6	0	0

Items for Future Committee Consideration

There were no items presented for future Committee consideration.

Adjournment

The Outreach Committee adjourned at 8:22 PM.

Respectfully submitted,


 PHOEBE SHERRON
 Sr. Office Specialist